

JC02 R PCT/PTC 23 MAY 2005

PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/502,478	
	Filing Date	07/23/2004
	First Named Inventor	Edward M. Scheidt
	Art Unit	
	Examiner Name	
Attorney Docket Number	STSNP54	
Total Number of Pages in This Submission	22	

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): Copy of Notification of Missing Requirements Communication Copy of Preliminary Amendment
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

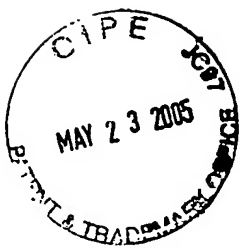
Firm or Individual name	IP Strategies Thomas M. Champagne
Signature	
Date	05/18/2005

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Heather L. Pagella
Signature	
Date	05/18/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	Filing Date	First Named Inventor	Atty. Docket No.	Confirmation No.
10/502,478	07/23/2004	Edward M. Scheidt	STSNP54	3948

Invention	Examiner	Art Unit
Access System Utilizing Multiple Factor Identification and Authentication		

Communication

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Missing Requirements mailed March 24, 2005, please consider the following statements.

1. The above-referenced patent National Phase application was filed on July 23, 2004. The application included a preliminary amendment.
2. In the preliminary amendment, original claims 1-37 were canceled. New claims 38-59 were added. Claims 38 and 59 are the independent claims. Thus, 22 claims remain pending in the application, 2 claims of which are independent. A copy of the preliminary amendment is submitted herewith.
3. Payment of the following small entity fees accompanied the application: \$365.00 for the basic national fee; \$65.00 for filing the declaration later than 30 months from the priority date; and \$18.00 for 2 claims in excess of 20. Thus, all required fees were paid with the application filing.
4. On March 24, 2005, a Notice of Missing Requirements was mailed, indicating a supplemental fee problem. In particular, it was asserted that an additional claims fee of

\$1,425.00 was required for submission of 5 independent claims in excess of 3, and for submission of 39 total claims in excess of 20. However, as noted above, all required fees had been paid with the application filing.

5. It is respectfully suggested that cancellation of claims 1-37 was overlooked during initial examination, and the fees noted in the Notice incorrectly reflect these claims.

In view of the foregoing, it is respectfully submitted that no additional fees are owed in the above-referenced application. A filing receipt and examination on the merits are respectfully requested.

Respectfully submitted,

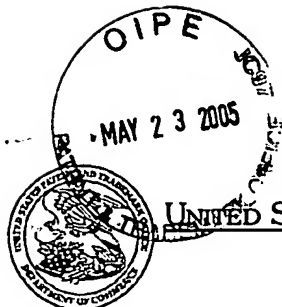
May 17, 2005

Date



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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/502,478	Edward M Scheidt	STSNP54

INTERNATIONAL APPLICATION NO.

PCT/US03/02931

I.A. FILING DATE	PRIORITY DATE
01/30/2003	02/13/1998

IP Strategies
121/2 Wall Street
Suite I
Asheville, NC 28801

CONFIRMATION NO. 3948
371 FORMALITIES LETTER
OC000000015540217
OC000000015540217

Date Mailed: 03/24/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/23/2004
- Copy of the International Search Report filed on 07/23/2004
- Preliminary Amendments filed on 07/23/2004
- Information Disclosure Statements filed on 07/23/2004
- Small Entity Statement filed on 07/23/2004
- Request for Immediate Examination filed on 07/23/2004
- U.S. Basic National Fees filed on 07/23/2004

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$1425** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$1425** for a Small Entity:

- Total additional claim fee(s) for this application is \$ 1425
 - \$500 for 5 independent claims over 3.
 - \$925 for 39 total claims over 20.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 308-9140 EXT 203

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/502,478	PCT/US03/02931	STSNP54